

the packages, were false and misleading since the article was not sterile but was contaminated with viable micro-organisms.

On March 29, 1937, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

H. A. WALLACE, *Secretary of Agriculture.*

27247. Adulteration and misbranding of gauze bandage. U. S. v. 144, 144, and 96 Packages of Gauze Bandage. Default decree of condemnation and destruction. (F. & D. no. 39096. Sample no. 32028-C.)

This article, represented on the label to be "Sterilized", was not sterile but was contaminated with viable micro-organisms.

On February 17, 1937, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 384 packages of gauze bandages at Baltimore, Md., alleging that the article had been shipped in interstate commerce on or about January 13 and 21, and February 2, 1937, by Approved Distributors, Inc., from Philadelphia, Pa., and that it was adulterated and misbranded in violation of the Food and Drugs Act.

It was alleged to be adulterated in that its strength fell below the professed standard or quality under which it was sold, namely, "Sterilized", in that it was not sterile, but was contaminated with viable micro-organisms.

It was alleged to be misbranded in that the statement "Gauze Bandage Sterilized", borne on the package, was false and misleading when applied to an article that was not sterile, but was contaminated with viable micro-organisms.

On March 23, 1937, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

H. A. WALLACE, *Secretary of Agriculture.*

27248. Misbranding of Wah-Poo-Sah Kee-Kee-Kee. U. S. v. 38 Bottles of Wah-Poo-Sah Kee-Kee-Kee. Default decree of condemnation and destruction. (F. & D. no. 39125. Sample no. 29901-C.)

The labeling of this article bore and contained false and fraudulent representations regarding its curative or therapeutic effect.

On February 24, 1937, the United States attorney for the Western District of New York, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 38 bottles of Wah-Poo-Sah Kee-Kee-Kee at Buffalo, N. Y., alleging that it had been shipped in interstate commerce on or about September 15, 1936, by the MacDonald Medicine Co., from Detroit, Mich., and that it was misbranded in violation of the Food and Drugs Act as amended.

Analysis of the article showed that it consisted essentially of water and alcohol with small proportions of plant drugs including a laxative plant drug.

It was alleged to be misbranded in that the following statements, borne on the bottle labels and cartons and contained in a circular enclosed in the cartons, falsely and fraudulently represented that it was capable of producing the effect claimed in said statements: (Bottle label) "Activating the Muscle of the Bowels"; (carton) "Activating the Muscle of the Bowels"; (circular) "* * * it destroyed the desire in the Red Man for the White Man's Fire Water and this proved to be the case when taken for this particular purpose. * * * activating the muscles of the bowels * * * incalculable benefit in removing the causes for many of the altogether too common conditions that are allowed to affect mankind, and that it will eventually prove a boon * * * even in long standing cases, it has never failed * * * Just a Common Sense Talk about that complex system of ours; how it actually works, and not how it is generally believed to function. Many people think that if they have some particular ailment, they must have a special medicine to correct this, but Great Scientists proclaim this: That no drug, chemical, salve or even herbs can heal anything. Nature Must Do the Healing. Every learned man will tell you, by only treating the symptom, seldom lasting results can be obtained. One organ is dependent on others, in fact all organs and our whole body is dependent on the Blood. Then to Enrich the Blood, you benefit your entire system. The Blood is surely the Life Stream of Your Body, hence, whether you have a sore or wound, or whether you have a broken bone to knit, or whether you have some internal organ affected, your Blood must contain those particular elements wherewith to repair or replace that dead cell or bruised tissue. Nature, meaning our own Blood, with its circulating powers, must

therefore do its own building, as well as carry away to its filtering organs, the many poisonous germs and useless matter that possibly has settled in the weakest point of your body, thus causing a breakdown or a disease. Reasonable, isn't it? Let us take even nervous ailments, is your Blood (if healthy) not practically the sole food your nerves are fed by? Then, if this all is true, is it not quite easy to understand how such a worthy product as Kee-Kee-Kee, * * * (no * * * drugs of any kind), with its Blood Enriching Powers, that by all Druggists, Kee-Kee-Kee is recommended to restore to you Buoyant Health and Vigor, regardless how severe your condition."

On March 29, 1937, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

H. A. WALLACE, *Secretary of Agriculture.*

27249. Adulteration and misbranding of Miller's Antiseptic Oil. U. S. v. 12 Dozen Packages, 64 Bottles, and 141 Bottles of Miller's Antiseptic Oil. Default decrees of condemnation and destruction. (F. & D. nos. 38989, 39027, 39126. Sample nos. 18876-C, 18912-C, 22620-C.)

The labeling of this article bore false and misleading representations as to its penetrating properties, and to the effect that it contained no injurious substances; and also false and fraudulent representations regarding its curative or therapeutic effects.

On February 1 and February 26, 1937, the United States attorneys for the Western District of South Carolina and the Eastern District of Missouri, acting upon reports by the Secretary of Agriculture, filed in their respective district courts libels praying seizure and condemnation of 12 dozen packages of Miller's Antiseptic Oil at Spartanburg, S. C., and 205 bottles of the product at St. Louis, Mo., alleging that it had been shipped in interstate commerce on or about December 9, 1936, and January 5 and February 5, 1937, by the Herb Products Medicine Co., from Jackson, Tenn., and charging adulteration and misbranding in violation of the Food and Drugs Act as amended. It was labeled in part: "Miller's Antiseptic Oil For Years Called Snake Oil * * * Manufactured Only By Herb Juice Medicine Company Jackson Tenn."

Analysis of the article showed that it consisted essentially of kerosene with small quantities of capsicum and volatile oils including turpentine oil, wintergreen oil, and sassafras oil.

It was alleged to be adulterated in that its strength and purity fell below the professed standard or quality under which it was sold, namely, "External Preparation Containing Penetrating Oils Will Penetrate Thickest Sole Leather in Few Minutes", since it was not an external preparation containing penetrating oils that will penetrate thickest sole leather in a few minutes.

It was alleged to be misbranded in that the statement borne on the package, "External Preparation Containing Penetrating Oils Will Penetrate Thickest Sole Leather in Few Minutes", was false and misleading when applied to an article consisting of the ingredients disclosed by the analysis; and in that the statement "contains no * * * injurious drugs", borne on the package, was false and misleading when applied to an article that consisted chiefly of kerosene, a highly irritating substance. The article was alleged to be misbranded further in that the following statements regarding its curative or therapeutic effects, appearing in the labeling, were false and fraudulent: (Carton and bottle) "External Preparation Containing Penetrating Oils * * *"; (circular) "Stops Aches and Pains Try this oil for the treatment of deep seated pain and soreness. Bathe affected parts with hot dry cloth and apply the oil, rubbing in well. Muscular Rheumatism: Rub well into affected joints and muscles and apply well greased flannel cloth. (Grease cloth with Krou-Monia Salve.) Lumbago: Treat same as deep seated pain. Corns: Apply the oil to corn upon retiring. It will soften the callous and draw the pain and tenderness from the root of the corn. * * * Burns and Scalds: If skin is not broken saturate cloth and apply to burned surface; if skin is broken mix with olive oil and apply. * * * Diarrhea and Cramps: Take 20 to 30 drops of oil in teaspoonful of sugar. Sore Throat: Bathe outside of throat well and apply cloth, greased with Krou-Monia Salve. Take few drops on sugar. Influenza, Colds, Pneumonia: Rub well into chest and apply cloth, greased with Krou-Monia Salve. Take few drops on sugar every two hours as needed to relieve coughing. Croup: Bathe chest freely, applying cloth greased with Krou-Monia Salve. Put a few drops of oil in a pan of steaming water and inhale. * * * these well known Health Giving Preparations. * * *"